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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/730,877	12/09/2003	Darren A. Janzig	1023-335US01	4792
28863 7590 11/03/2009 SHUMAKER & SIEFFERT, P. A. 1625 RADIO DRIVE SUITE 300 WOODBURY, MN 55125				
EXAMINER ALTER, ALYSSA MARGO				
ART UNIT		PAPER NUMBER		
3762				
NOTIFICATION DATE		DELIVERY MODE		
11/03/2009		ELECTRONIC		

**Please find below and/or attached an Office communication concerning this application or proceeding.**

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10730877	12/9/2003	JANZIG ET AL.	1023-335US01

SHUMAKER & SIEFFERT, P. A.  
1625 RADIO DRIVE  
SUITE 300  
WOODBURY, MN 55125

## EXAMINER

Alyssa M. Alter

ART UNIT	PAPER
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3762

20091027

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## Commissioner for Patents

The Examiner's Answer to Appeal Brief on August 3, 2009 fails to recite every prior art reference relied upon. Below is a complete list of the prior art relied upon.

## (8) Evidence Relied Upon

US 5,674,260	Weinberg
US 5,144,946	Weinberg et al.
US Patent Publication 20020042634 A1	Bardy et al.

Additionally, the IDS submitted on 7/18/06 has been considered and is included herein.

/Carl H. Layno/  
Supervisory Patent Examiner, Art Unit 3766

/Alyssa M Alter/  
Examiner, Art Unit 3762